

1910-039 Chancery Causes: Interstate Investment Co] vs. James A. Barker &
Lee Co.

Smith, Gates, Hobbs, Parsons, Reasor

CA-Contract Dispute

T-Property

-Deed

CIRCUIT COURT OF LEE COUNTY, VIRGINIA.

Interstate Investment Company,

Complainant,

vs.

B I L L I N E Q U I T Y.

James A. Barker, et al,

Defendants.

TO THE HONORABLE H. A. W. SKIEN, JUDGE OF THE CIRCUIT COURT
OF LEE COUNTY, VIRGINIA:

Your O^rator, the Interstate Investment Company, a corporation duly organized and existing under the laws of the state of Kentucky, with the right and power to acquire and hold lands in the State of Virginia, states unto the Court as follows:

That on the 13th day of September, 1851, one Elisha Debusk and Delia, his wife, granted and conveyed to John Reasor and Peter Reasor a certain tract or parcel of land lying and being in Lee County, Virginia, in the Crab Orchard, bounded as follows, namely:

Beginning at the mouth of Well's Branch and running up the Big Crab Orchard to Preston's line; thence westwardly with Preston's South line to the Little Crab Orchard Creek; thence with said creek to its mouth; thence South to the top of the Stone Mountain; thence along the top of said mountain Eastwardly to Olinger's line; thence with said line, leaving the mountain, to the beginning, containing four hundred acres, be the same more or less;

That by deed dated November 10th, 1877, the said John Reasor and Susan, his wife, granted and conveyed unto one Gideon Barker all their undivided right, title and interest in and to the said tract of land;

That thereafter the said Gideon Barker and the said Peter Reasor agreed to divide the said land and selected Carr Bailey, John W. Morris and Elkanah Barker, as Commissioners to make partition between them thereof; that the said Carr Bailey, John W. Morris and Elkanah Barker thereafter met upon the said land and on the 27th day of November, 1877, made a written report setting forth that they had laid off and assigned to Peter Reasor one half of the said tract of land, bounded as follows, to-wit:

Beginning at the mouth of Wells Branch, thence up the Big Crab Orchard, as it meanders to two white oaks and two maples, the original corner to the Preston tract of land, and with a line thereof West 140 poles to a white oak and dogwood, corner to the part laid off and assigned to said Barker, and with lines of the same, S. 7 E. 94 poles to two white oaks and a maple on the North bank of the North Fork of Powells River; thence S. 14 E. 275 poles to a stake on the Taylor line, and with the same S. 54 E. 92 poles to Olinger's line, and with the same North 386 poles to the beginning, containing 260 acres, be the same more or less.

And that they laid off and assigned to Gideon Barker the following portion of the said land, nemely:

Beginning at a white oak and dogwood, corner to said Reasor's land, and corner to the original Preston tract of land and with a line of said Preston survey S. 78 W. 180 poles to the Little Crab Orchard Creek, and down the same as it meanders to the mouth thereof; thence due South 94 poles to a stake on the Taylor line, and with the same S. 54 E. 166 poles to a stake on said line, corner to said Peter Reasor's land, and with lines thereof, N. 14 W. 275 poles to two white oaks and a maple on the North bank of said North Fork; thence N. 7 W. 94 poles to the beginning, containing 260 acres, be the same more or less.

That no deeds of partition were ever made between the said parties, but that nevertheless the said parties accepted the said partition of the said lands made by the said Bailey, Morris and Barker, and supposed that the same was all right, without making deeds in confirmation thereof; and that the said Gideon Barker took possession of that portion of the said land so assigned to him, and thereafter granted and conveyed the same as his separate property, and the same is now held by remote grantees under the said Gideon Barker, and the said Peter Reasor likewise took possession of the aforesaid part of the said lands so assigned to him by the said Commissioners, and thereafter granted and conveyed the same as his separate property, and, thereafter made no claim whatsoever to the portion of the said land so assigned to the said Barker, and that the said part of the said lands so assigned to the said Peter Reasor has been in the possession of the said Peter Reasor and those claiming under him openly, notoriously, continuously and adversely to the world, from the date of the said partition in 1877 down to the present time; that by divers mesne conveyances the title of the said Peter Reasor to the aforesaid portion of the said land which was conveyed to him, has become, and is now, vested in your Orator, by numerous deeds, copies of which will hereafter be filed herein if deemed necessary;

Gideon Barker departed this life intestate on the ____ day of

_____, 18_____, and the following persons are his heirs at law, namely: James A. Barker, of Keokee, Virginia, Mrs. Susie Smith, of Pennington Gap, Virginia, and the heirs at law of Eliza Gates, a daughter of the said Gideon Barker, who intermarried with one William A. Gates, and has since died, leaving as her heirs at law ^{following} the children and grand-children, namely: James J. Gates, of Keokee, Virginia, Mary M. Hobbs who is a non-resident of the State of Virginia; the children of J. M. Gates, deceased, who now live somewhere in the West, and whose names are unknown to your orator, Linday Parsons, the wife of Will Parsons, of Darbyville, Virginia, the children of W. H. Gates, deceased, who live somewhere in the State of Missouri, but whose names are unknown to your orator, and Eliza E. Barker, the wife of Ellilert Barker, of Keokee, Virginia; there may be also other persons interested in the subject to be here divided, or disposed of, but the names of such other persons, if any, are unknown to your orator; that as before shown the record title of your orator to the said land is defective, ⁱⁿ and that there is, and was, no deed of partition between the said Peter Reasor and the said Gideon Barker;

Wherefore, your orator prays that the said James A. Barker, Susie Smith, James J. Gates, Mary Hobbs, the unknown children and heirs of J. M. Gates, deceased, Linday Parsons, the unknown children and heirs of W. H. Gates, deceased, and Eliza E. Barker, and all other persons who may be interested in the subject to be divided or disposed of, ~~be made~~ ^{be made} (the said unknown persons, under general description of "parties unknown" parties defendant hereto, and required to answer the allegations hereof, but answer under oath is expressly waived; that a decree be entered requiring the said defendants, or appointing a commissioner, and requiring the Commissioner, for and in lieu of the said defendants, to convey all the right, title and interest of the said defendants in and to the said land to your orator, and for costs and such other further and general relief as may be proper.

INTERSTATE INVESTMENT COMPANY,
By counsel,

Bullitt & Shalkley P.C.

Costs:
Clerk \$8.22
Shiff. 2.50
atly. 15.00
Printer 11.80
\$37.52

Interstate Investment Co.

no { Div in Equity

James M. Barker, et al.

Filed Sept. 27, 1909.

" W. C. Ewing,
Clerk.

1909 2nd Oct. Rules

Bill filed, Spa
executed as to
home debts, & D.N.
as to them and
cont'd for O.P. as
to non-residents.

" 10th Nov. Rules

D.N. Conf'd, O.P.
completed & cause
set for hearing.

CIRCUIT COURT OF LEE COUNTY? VIRGINIA.

Interstate Investment Company,	Complainant,
vs.	Decree Final.
James A. Barker, et al.	Defendants.

This cause came on this day to be heard upon the papers formerly read herein, and upon the report of Jno. W. Chalkley, Special Commissioner herein, showing that he had executed deed to the Interstate Investment Company, Complainant, conveying all the right, title and interest of all the defendants in said cause to the said complainant in and to the tract or parcel of land described in the bill and decree, as directed by decree entered herein at the December, 1909, Term of this Court; and was argued by counsel;

And the court having inspected the said deed, and being advised, it is adjudged, ordered and decreed that the said deed and the said report are hereby approved and confirmed;

And nothing further appearing to be done in this cause the same is stricken from the docket, with leave to the said complainant to withdraw the said deed and put the same to record.

Lee Circuit Court

Interstate Investment Co.

vs. { Decree Final.

James A. Barker et al.

Entered Sept. 8, 1910

H. A. W. 81111

Entered in Court
No. 9. page 50 to

BULLITT & CHALKLEY
ATTORNEYS-AT-LAW
MINOR BLDG. BIG STONE GAP, VA.

THE LEGAL PUBLISHING COMPANY, ATHENS, PA.

CIRCUIT COURT OF LEE COUNTY, VIRGINIA.

Interstate Investment Company

vs.

D E C R E E :

James A. Barker, et al.

This cause came on this day to be heard upon the complainant's bill, proof of legal service of proper process on the respondents Jas. A. Barker, Mrs. Susie Smith, Jas. J. Gates, Mrs. Linday Parsons, and Mrs Eliza E. Barker, resident defendants in person, all of whom have failed and still fail to plead, demur, or answer the said bill, which is taken for confessed as to each and all of them; proof of legal service by publication and posting of proper summons, on the absent defendants, the unknown children and heirs of J. M. Gates, Deceased, and Mary M. Hobbs, and the unknown children and heirs of W. F. Gates, deceased, and against other persons who are, or may be interested in the subject to be divided or disposed of, but who are unknown. The said Mary M. Hobbs and the said unknown heirs or parties have each failed and still fail to plead, answer or demur to the said bill, which is taken for confessed as to them, and was argued by counsel;

On consideration whereof, it is adjudged, ordered and decreed that the complainant, the Interstate Investment Company is entitled to legal title to the part of the said tract of land described in the bill laid off by the Commissioners, Cary Bailey, Jno. W. Morris and Elkanah Barker, as shown by their written report, dated November 27th, 1877, to Peter Reasor, being one half of the said original tract of land and bounded as follows, to-wit:

Beginning ~~xxxxxx~~ at the mouth of Wells' Branch, thence up the Big Crab Orchard, as it meanders to two white oaks and two maples, the original corner to the Preston tract of land, and with a line thereof, West 140 poles to a white oak and dog-

wood, corner to the part laid off and assigned to said Barker, and with lines of the same, S. 7 E. 94 poles to two white oaks and a maple on the North bank of the North Fork of Powells River; thence S. 14 E. 275 poles to a stake on the Taylor line, and with the same S. 54 E. 92 poles to Olinger's line, and with the same, North 386 poles to the beginning, containing 260 acres, be the same more or less."

and is entitled to have its title thereto quieted.

And it is further adjudged, ordered and decreed that unless the said respondents convey and release any interest which they may have in said part of the said tract of land so laid off to the said Peter Reasor, as heirs of the said Gideon Barker, deceased, within thirty days from this date, then Jno. W. Chalkley, who is hereby appointed a Special Commissioner for the purpose, shall make deed to the said Interstate Investment Company conveying to it all right, title and interest of the said defendants in this cause, in and to the said part of the said boundary of land above described laid off by the said Commissioners, CarvBailey, Jno. W. Morris and Elkanah Barker to the said Peter Reasor.

And this cause is continued.

Alenstale Inv. Co.

no { Decree

Joe. A. Barker et al

Entered

H. A. W. 8144

12-10-1907

Entered in C. A. B.
No 8, Page 582

CIRCUIT COURT OF LEE COUNTY, VIRGINIA.

Interstate Investment Company,

vs.

James A. Barker, et al.

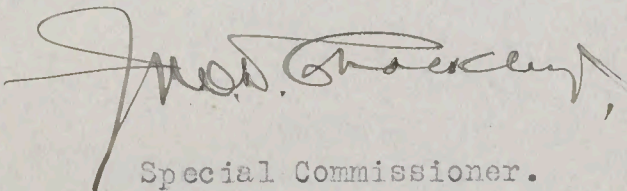
REPORT OF SPECIAL COMMISSIONER?

TO THE HONORABLE H. A. W. SKEEN, JUDGE OF THE CIRCUIT COURT OF
LEE COUNTY, VIRGINIA:

The undersigned, your Special Commissioner, would respectfully report that by decree entered in the above styled cause at the December, 1909, Term of this Honorable Court he was directed to execute and acknowledge a deed to the Interstate Investment Company, complainant therein, conveying all the right, title and interest of all the defendants to the said cause, in and to the tract or parcel of land referred to in the bill and decree in said cause claimed by the said Interstate Investment Company, title to which it sought to have quitted.

Your Special Commissioner would respectfully report that he has executed and acknowledged such a deed and herewith tenders the same for the inspection and approval of the Court.

Respectfully submitted,


Special Commissioner.

September 8th, 1910.

Lee Circuit Court

Interstate Investment Co.

vs } Report of
Special Commissioner

James A. Barker et al.

Filed Sept. 8, 1910.

H. C. J. Cuning.

Clk.

BULLITT & CHALKLEY
ATTORNEYS-AT-LAW
MINOR BLDG. BIG STONE GAP, VA.

THE LEGAL PUBLISHING COMPANY, ATHENS, PA

THIS DEED made this 8th day of September, 1910, by and between Jno. W. Chalkley, Special Commissioner, party of the first part, and the Interstate Investment Company, a corporation organized and existing under the laws of the State of Kentucky, party of the second part,

Witnesseth: Whereas, said party of the second part heretofore instituted suit in the Circuit Court of Lee County, Virginia, against James A. Barker, and others, to perfect its title to the boundary or parcel of land hereinafter described, being the part of a certain boundary conveyed September 12th, 1851, by Elisha Debusk and Delia Debusk, his wife, to John Reasor and Peter Reasor, laid off and allotted to Peter Reasor by Carr Bailey, John W. Morris and Elkanah Barker, Commissioners in a certain agreed partition between Gideon Barker, successor in title to John Reasor, and the said Peter Reasor, made by them on the 37th day of November, 1877; and, whereas, in said chancery cause, by decree entered therein at the December Term, 1909, of the said Court the said party of the first part was appointed a Special Commissioner to convey the interest of all of the defendants in said cause to the said party of the second part, unless said defendants conveyed the same to the said party of the second part within thirty days after the entry of said decree; and, whereas, no such conveyance has been made;

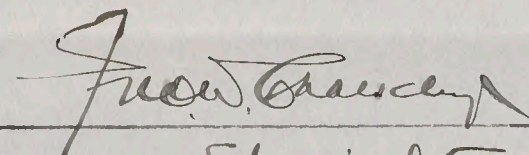
Now, therefore, in consideration of the premises and pursuant to the directions of the said decree, the said party of the first part does hereby grant, bargain, sell and convey unto the said party of the second part, its successors and assigns, all the right title and interest of James A. Barker, Mrs. Susie Smith, the heirs at law of Eliza Gates, namely, James J. Gates, Mary M. Hobbs, the unknown children and heirs at law of J. M. Gates, Deceased, Mrs. Linday Parsons, the unknown children and heirs of W. K. Gates, deceased, Eliza E. Barker, and other persons in-

terested in said tract of land, all heirs at law of the said Gideon Barker, deceased, in and to all that certain tract or parcel of land described in the bill in said cause and in the said decree, lying in the Crab Orchard, in Lee County, Virginia, and bounded and described as follows:

Beginning at the mouth of Wells' Branch, thence up the Big Crab Orchard as it meanders to two white oaks and two maples, the original corner to the Preston tract of land, and with a line thereof, West 140 poles to a white oak and dogwood, corner to the part laid off and assigned to said Barker, and with lines of the same S. 7 E. 94 poles to two white oaks and a maple on the North bank of the North Fork of Powells River; thence S. 14 E. 275 poles to a stake on the Taylor line, and with the same S. 54 E. 92 poles to Olinger's line, and with the same, North 386 poles to the beginning, containing 260 acres, be the same more or less; it being the same tract or parcel of land laid off to the said Peter Reasor by the said report of the said Commissioners, Bailey, Morris and Barker, as shown by their written report, dated November 27th, 1877.

TO HAVE AND TO HOLD the said interest in the said tract or parcel of land unto the said party of the second part, its successors and assigns, in fee simple forever; and the said party of the first part covenants that he will warrant the title to the said tract or parcel of land only so far as he is directed so to do by the order of the said Court.

IN TESTIMONY WHEREOF, witness the signature and seal of the said party of the first part on this the day and year first above written.

 (SEAL)
Special Commissioner

State of Virginia :
County of Lee : To-wit:

I, H. C. J. Ewing, Clerk of the Circuit Court, ~~a Notary Public~~ in and for

the County and State aforesaid do hereby certify that Jno. W. Chalkley, Special Commissioner, whose name is signed to the foregoing and annexed deed, bearing date on the 8th day of September, 1910, has acknowledged the same before me in my County aforesaid.

Given under my hand this 8th day of September, 1910.

~~My Commission expires on the _____ day of _____ 19__.~~

H. C. J. Ewing, Clerk.

~~Notary Public~~, Lee County, Virginia.

Lee Circuit Court

Interstate Investment Co.

{ Decd from pro.
no. { H Chalkley, Special
Comr. to Int. Inv.
Co.

James A. Barker et al

BULLITT & CHALKLEY
ATTORNEYS-AT-LAW
MINOR BLDG. BIG STONE GAP, VA.

THE LEGAL PUBLISHING COMPANY, ATHENS, PA

Memorandum for Clerk.

Circuit Court of Lee County.

Interstate Investment Company, — — — — — Complainant,

vs.

Kiske *Pen. Gap* *Kiske*
James A. Barker, [^] Susie Smith, [^] James J. Gates, [^] Mary M. Hobbs,
the unknown heirs of J. M. Gates, Deceased, ^{*Dachville*} Linday Parsons [^]
the unknown heirs of W. K. Gates, Deceased, Eliza E. Barker ^{*Kiske*} [^]
and all other ^{*unknown Parties*} ~~persons~~ who may be interested in the subject *matter*
to be divided or disposed of in this suit,

Defendants.

Summons for Home defendants to Second October Rules.

Issue O. P. against Mary M. Hobbs, the unknown heirs of J. M. Gates, and the unknown heirs of W. K. Gates, and all [^] unknown parties who may be interested in the subject matter to be divided, or disposed of in this suit; and publish the same in the Jonesville Star.

In the O. P. insert the following as the object of the suit, namely:

The object of the said suit is to require the defendants as heirs at law of Gideon Barker, Deceased, to confirm the partition of land made between Gideon Barker and Peter Reasor in 1877, and to convey to the Interstate Investment Company their interest in that part of the said land which was laid off to said Peter Reasor, which part is described as follows:

A tract of land lying in Lee County, Virginia, in the Crab Orchard, and bounded as follows: Beginning at the mouth of Wells Branch, thence up the Big Crab Orchard, as it meanders to two white oaks and two maples, the original corner to the Preston tract of land, and with a line thereof, West 140 poles to a white oak and dogwood, corner to the part of land laid off and assigned to said Barker, and with lines of the same, S. 7 E. 94 poles to two white oaks and a maple on the North bank of the North Fork of Powell's River; thence S. 14 E. 275 poles to a stake on the Taylor line, and with the same, S. 54 E. 92 poles to Olinger's line, and with the same North 386 poles to the beginning, containing 260 acres, be the same more or less.

Bullitt & Chalkley,

Interstate Investment Co.

no { Memo for
Clerk.

James A. Barker et al.

CIRCUIT COURT OF LEE COUNTY, VIRGINIA.

Interstate Investment Company

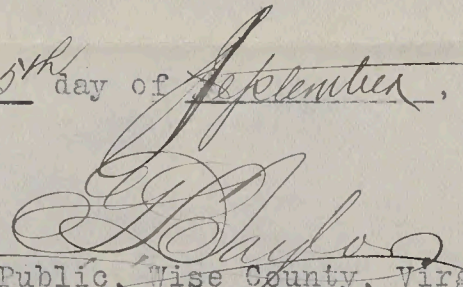
vs.

James A. Barker, et al.

State of Virginia, County of Wise, to-wit:

I, George L. Taylor, a Notary Public in and for the County and State aforesaid do hereby certify that J. F. Bullitt this day appeared before me in my County aforesaid, and made oath that he is Attorney for the Interstate Investment Company, and that Mary M. Hobbs, one of the defendants to a bill in equity about to be filed in the Circuit Court of Lee County against James A. Barker, et al, is a non-resident of the state of Virginia; that the names of the children and heirs of J. M. Gates, Deceased, mentioned in the said bill are unknown to him, the said affiant, and are likewise, as he verily believes, unknown to the Interstate Investment Company; that the names of the children and heirs of W. K. Gates, Deceased, who are likewise mentioned in the said bill, are likewise unknown to the said affiant, and unknown to the Interstate Investment Company, as the said affiant verily believes; that affiant further made oath that there may be other persons than those mentioned in the bill who are interested in the subject to be divided or disposed of, but if so, their names are unknown to him and unknown to the Interstate Investment Company, as affiant verily believes.

Given under my hand this 25th day of September, 1909.


Notary Public, Wise County, Virginia.

Interstate Investment Co.

vs { Affidavit
for
Order of Publication

James A. Barker et al.

Filed Sept. 27, 1909
S. C. Ewing,
Clerk.

Interstate Investment Co.

vs.

}

ORDER OF
PUBLICATION

James A. Barker, et al.

Virginia, Lee County, to-wit:
I, J. H. Ewing, Clerk of
the Circuit Court for the
County aforesaid, in
the State of Virginia,
do hereby certify that
I posted a true copy
of the within order
of publication at the
front door of the
Court-house of said
County on this day.

Given under my
hand, on this the
27th day of Sept.,
1909.

J. H. Ewing,
Clerk.

THE COMMONWEALTH OF VIRGINIA,

To The Sheriff of the County of Lee, Greeting:

We command you to summon *James St Orr and L. M. Robinette*
Administrators of the Estate of S. B. Polack, deceased

to appear at the Clerk's Office of our Circuit Court of the County of Lee, at the Court house thereof, at the

Rules to be held for said Court, on the *Third* Monday in *January* 192*8*, to

Petition and Amended Petition answer a ~~bill~~ in Chancery exhibited against *them* in our said Court, by *Minnie H. Kil-*

bourne, Banks of St. Charles, a Corporation, E. C. Courtney, The Powell
Valley National Bank and R. S. Slomp

And have then there this writ.

Witness, J. M. SMITH, Clerk of our said Court, at the Court house, the *13th*
day of *January* 192*8*, and in the *152nd* year of the Commonwealth.

J. M. Smith Clerk
By..... D. C.

A Copy Teste:....., Clerk.

Thurs day.

International Harvester Co.

VS { Petition Mimie V. Talbourn et al.
In Chancery.

W. E. Orr et al.

SUBPOENA IN CHANCERY

Remington Remington
Remington & Co. P. Q.
V. D. 2nd January Rules

1928..... LEE CIRCUIT COURT.

Executed Jan 13-28
By delivering a copy
of the within notice
to J. M. Robinson admor
+ J. M. Orr
B C Connelly, SLC

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU That you summon

*James A. Barber, Susie Smith,
James J. Gates, Mary M. Hobbs, the unknown
heirs of J. M. Gates, deceased, Lindsay Parsons,
the unknown heirs of W. H. Gates, deceased,
Ezra C. Barber, and all other unknown
parties, who may be interested in, the
subject matter to be divided or disposed
of in this suit*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said
Court on the *3rd* Monday in *October*, 19*09*, to
answer a bill in Chancery, exhibited against *them* in our said court by

Interstate Investment Company,

And have then there this writ. Witness, H. C. T. Ewing, Clerk of our said Court, at the court-house, the *27th*
day of *Sept.*, 19*09*, and in the 13*4th* year of the
Commonwealth.

H. C. T. Ewing, Clerk.

Executed Sept. 30

Interstate Investment Co.

SUBPOENA

vs.

IN CHANCERY.

James A. Barker, et al.

Bullitt & Chaekley, p. p.

To 2nd October Rules,

Circuit Court.

1909.

Executed in full by
att. by delivering a true
copy of the within
process to James A
Barker, Susan Smith,
James F. Gots, Lindsay
Parsons, and Eliza E.
Barker. This the 30th
day of Sept. 1909.

E. S. Stepleton D.S.
for W. J. Tucker

S. L. L.

Order of Publication.

In the Clerk's Office of the Circuit Court
of the county of Lee, on the 27th
day of September, 1909.

Interstate Investment Company Plaintiff
against

James A. Barker, et al. Defendants.

In chancery.

The object of this suit is to require the defendants as heirs at law of Gideon Barker, deceased, to confirm the partition of land made between Gideon Barker and Peter Reasor in 1877, and to convey to the Interstate Investment Company their interest in that part of the said land which was laid off to said Peter Reasor, which part is described as follows:

A tract of land lying in Lee county, Virginia, in the Crab Orchard, and bounded as follows: Beginning at the mouth of Wells Branch, thence up the Big Crab Orchard, as it meanders to two white oaks and two maples, the original corner to the Preston tract of land, and with a line thereof West 140 poles to a white oak and dogwood, corner to the part of land laid off and assigned to said Barker, and with lines of the same, S. 7 E. 94 poles to two white oaks and a maple on the North bank of the North Fork of Powells River; thence S. 14 E. 275 poles to a stake on the Taylor line, and with the same, S. 54 E. 92 poles to Olinger's line, and with the same North 386 poles to the beginning, containing 260 acres, be the same more or less. And an affidavit having been made and filed that the defendants, Mary M. Hobbs, the unknown heirs of J. M. Gates, deceased, and the unknown heirs of W. K. Gates, deceased, and all "unknown parties" who may be interested in the subject matter to be divided or disposed of in this suit, are not residents of the State of Virginia, it is ordered that they do appear here within fifteen days after due publication hereof, and do what may be necessary to protect their interest in this suit. And it is further ordered that a copy hereof be published once a week for four weeks in the Jonesville Star and that a copy be posted at the front door of the Courthouse of this county as prescribed by law.

A copy—Teste:

H. C. T. EWING, Clerk.

By M. E. FLANARY, D. C.

BULLITT & CHALKLEY, p. q.

Interstate Investment Co.

vs

In Chancery
James A. Barker et al



I, Geor. Cridlin, editor

of The Jonesville Star, a weekly newspaper
published in the county of Lee, state of Virginia,
do hereby certify that the enclosed notice was
published in said paper once a week for four
successive weeks, commencing on the 30th
day of September 1909.

Geor. Cridlin, Editor.

FEE \$ 11⁰⁰

Filed Dec. 1st, 1909.
J. H. P. Ewing, Clerk.